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Attorney Docket No. 2000-0328

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

First Named Inventor: Robert Cahn

Application No.: 09/909,123 Art Unit: 2133

Filing Date: July 19, 2001 Examiner: TBA

Title: Methods for Optimizing and Evaluating Network Access Techniques

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MAY 21 2003

PETITIONS OFFICE

THE HONORABLE COMMISSIONER FOR PATENTS
MAIL STOP PETITIONS
P. O. BOX 1450
ALEXANDRIA, VA 22313-1450
ATTENTION: OFFICE OF PETITIONS
FAX: (703) 308-6916

PETITION TO REVIVE AN APPLICATION FOR PATENT ABANDONED
FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR
INTERNATIONAL FILING (37 CFR 1.137(f))

SIR:

The applicant hereby respectfully petitions the Commissioner to revive the above-identified application. Applicant filed a Request to Rescind Nonpublication Request on September 4, 2002. However, the above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS TO
REVIVE THIS APPLICATION UNDER 37 CFR 1.137(b).

08/20/2003 AKELLEY 00000010 012745 09909123

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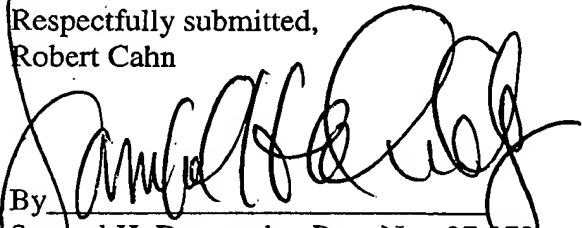
Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c)): Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently filed foreign or international application is July 18, 2002.

STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

The Commissioner is authorized to charge AT&T Deposit Account No. 01-2745 the amount of \$1300.00, the petition fee as set forth in 37 CFR 1.17(m).

Respectfully submitted,
Robert Cahn

Date: 5/21/2003
AT&T Corp.
P. O. Box 4110
Middletown, NJ 07748

By 
Samuel H. Dworetsky, Reg. No. 27,873
Telephone Number: 908-532-1855

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- ☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

5/21/2003
Date

Mary J. Curch
Signature
MARY J. CURCH
Name of person signing certificate

Attorney Docket No. 2000-0328

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PETITIONS OFFICE

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8(a)

I hereby certify that the attached Petition to Revive an Application for Patent Abandoned for Failure to Notify the Office of a Foreign or International Filing (37 CFR 1.137(f)) is being facsimile transmitted to the United States Patent and Trademark Office at Facsimile Number: (703) 308-6916.

Mary J. Curch

Signature

MARY J. CURCH

Name of person signing certificate

Date: 5/21/2003